

# SENATE BILL No. 272

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 7.1-3-23-20.5.

**Synopsis:** Alcoholic beverage licenses. Permits the alcohol and tobacco commission to suspend, revoke, or refuse to renew the alcohol permit of a person who provides adult entertainment if an adult performer has ever been convicted of a criminal offense.

**Effective:** July 1, 2014.

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January 13, 2014, read first time and referred to Committee on Public Policy.

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Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## SENATE BILL No. 272

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 7.1-3-23-20.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2014]: **Sec. 20.5. (a) As used in this section,**  
4 **"adult entertainment" means adult oriented entertainment in**  
5 **which performers disrobe or perform in an unclothed state for**  
6 **entertainment.**  
7 **(b) This section applies to the holder of a retailer's permit that**  
8 **provides adult entertainment on the licensed premises.**  
9 **(c) The commission may revoke, suspend, or refuse to renew the**  
10 **permit of a retailer permittee if a performer who provides adult**  
11 **entertainment on the licensed premises has ever been convicted of**  
12 **a criminal offense. For purposes of this section, it does not matter**  
13 **whether the performer is:**  
14 **(1) employed by the retail permit holder; or**  
15 **(2) an independent contractor.**  
16 **In addition, it does not matter whether the performer is**



1 compensated by wages, tips, or otherwise.

2 (d) In considering whether to revoke, suspend, or refuse to  
3 renew a retailer's permit under this section, the commission shall  
4 consider the following:

5 (1) Whether the criminal offense committed by the performer  
6 was committed on the premises of the retail permit holder's  
7 establishment.

8 (2) Whether the holder of the retailer's permit knew or should  
9 have known of the criminal offense.

10 (3) The seriousness of the criminal offense.

11 (4) The extent to which the criminal offense may affect the  
12 patrons of the licensed establishment.

